

**MINUTES OF THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

July 2, 1999

DIVISION ONE

B116364 Tatung Company
Of America, Inc. et al. (Not for Publication)
v.
Sun et al.

The order of August 7, 1997, disqualifying Heller, Ehrman, White & McAuliffe from representing Tatung Company of America is reversed. Appellants are to recover costs on appeal.

Masterson, J.

We concur: Spencer, P.J.
Vogel (Miriam A.), J.

B118279 Gemini Aluminum Corporation et al. (Not for Publication)
v.
Anz Banking Group

The judgment is affirmed.

Masterson, J.

We concur: Spencer, P.J.
Ortega, J.

B123106 Abrams (Not for Publication)
v.
State of California

The order awarding attorneys' fees is affirmed.

Masterson, J.

We concur: Spencer, P.J.

July 2, 1999-Continued

Ortega, J.

July 2, 1999-Continued

DIVISION ONE (Continued)

B124211 Gonzalez (Not for Publication)
v.
City of El Monte et al.

The judgment and the order denying reconsideration are affirmed.

Masterson, J.

We concur: Spencer, P.J.
Vogel (Miriam A.), J.

B122963 People v. Green (Not for Publication)

The judgment is affirmed.

Masterson, J.

We concur: Ortega, Acting P.J.
Vogel (Miriam A.), J.

B115667 Countrywide Funding Corp., et al. (Not for Publication)
v.
Law Office of Robert Scott Shtofman et al.

The judgment is reversed. Appellants are entitled to costs on appeal.

Masterson, J.

We concur: Spencer, P.J.
Vogel (Miriam A.), J.

July 2, 1999-Continued

DIVISION ONE (Continued)

B122494 Marshak (Not for Publication)
v.
Silberberg et al.

The judgment is affirmed.

Masterson, J.

We concur: Spencer, P.J.
Vogel (Miriam A.), J.

[illegible]

The judgment is affirmed.

Masterson, J.

We concur: Spencer, P.J.
Vogel (Miriam A.), J.

B125740 Mesa Forest Products, Inc. (Certified for Publication)
v.
St. Paul Mercury Insurance Co.

The judgment, including the award of attorneys' fees and other costs, are affirmed.

Masterson, J.

We concur: Spencer, P.J.
Vogel (Miriam A.), J.

DIVISION TWO

B128209 Los Angeles County, D.C.F.S. (Not for Publication)
 v.
 Betty H.

The judgment is affirmed.

Boren, P.J.

We concur: Nott, J.
 Mallano, J. (Assigned)

B124529 Los Angeles County, D.C.F.S. (Not for Publication)
 v.
 Robert L.

The judgment is affirmed.

Boren, P.J.

We concur: Nott, J.
 Mallano, J. (Assigned)

B125406 Plotin (Not for Publication)
 v.
 Mercury Insurance Company

The judgment is reversed and the cause is remanded to the trial court with directions to enter a new judgment confirming an arbitration award in favor of Larry Plotin in the amount of \$3,435. The cross-appeal is denied. Parties to bear their own costs on appeal.

Boren, P.J.

We concur: Nott, J.
 Zebrowski, J. (Opinion)

DIVISION TWO (Continued)

B127954 People v. Gomez (Not for Publication)

The judgment is modified (1) to impose a \$1,500 parole assessment fine which is suspended unless appellant's parole is revoked, (2) to impose a \$50 state penalty assessment, and (3) to impose a \$35 County penalty assessment. The clerk of the superior court is ordered to prepare a corrected abstract of judgment which reflects the modifications made by this court as well as the \$50 laboratory analysis fee imposed by the trial court. In all other respects, the judgment is affirmed.

Boren, P.J.

We concur: Zebrowski, J.
Mallano, J.(Assigned)

B119891 People (Not for Publication)
v.
Ward

The judgment is affirmed.

Boren, P.J.

We concur: Nott, J.
Mallano, J. (Assigned)

B126079 Los Angeles County, D.C.F.S. (Not for Publication)
v.
Milana R.

The judgment is affirmed.

Boren, P.J.

We concur: Zebrowski, J.
Mallano, J. (Assigned)

July 2, 1999-Continued

DIVISION TWO (Continued)

B124572 Brau et al. (Not for Publication)
v.
Matlock et al.

The judgment is affirmed.

Boren, P.J.

We concur: Nott, J.
Mallano, J. (Assigned)

B118505 Star's Limo Inc. (Not for Publication)
v.
Baghi

The portion of the judgment awarding attorney fees is reversed. In all other respects, the judgment is affirmed. Respondent is awarded its costs on appeal.

Boren, P.J.

I concur: Mallano, J. (Assigned)
I concur and dissent: Zebrowski, J. (Opinion)

DIVISION FOUR

B122834 Marich (Certified for Publication)
v.
QRZ Media Inc.

The judgment dismissing plaintiffs' action is reversed as well as the order for costs and fees. The matter is remanded to the trial court for further proceedings. Costs on appeal to plaintiffs.

Hastings, Acting P.J.

I concur: Curry, J.
I dissent: Vogel (C.S.), P.J. (Opinion)

July 2, 1999-Continued

DIVISION FOUR (Continued)

B120755 People (Not for Publication)
v.
O'Connell

The judgment is affirmed.

Hastings, J.

We concur: Vogel (C.S.), P.J.
Epstein, J.

DIVISION FIVE

B117803 Palace Associates et al.
v.
Bicycle Club Card Casino et al.

Filed order modifying opinion. (No change in the judgment)

B128877 People (Not for Publication)
v.
Jeffrey Allan Humple

The judgment is affirmed.

Grignon, J.

We concur: Turner, P.J.
Godoy Perez, J.

DIVISION SEVEN

Court convened at 9:00 A.M.

Present: Lillie, P.J., Johnson, J., Hay, J. (Assigned), and Emma Jean Amos, Deputy Clerk.

DIVISION SEVEN (Continued)

Each of the following:

B101128 Clifford v. Turning Point Construction, Inc.

B127727 D.C.F.S. v. Lisa S.

Argument waived, cause submitted.

B115302 Filippo Industries
 v.
 Sun Insurance Company

Merits:

Argued by Joseph P. Mascovich for appellant and by Samuel Krane for respondent. Cause submitted.

B125227 Harris
 v.
 Rudin, Richman & Appel

Merits:

Argued by Jayesh Patel for appellant and by Fred A. Fenster for respondent. Cause submitted.

B123373 Beijing Broker Trading
 v.
 Bank of America

Merits:

Argued by John C. Fauvre for appellant and by Charles T. Mathews for respondent. Cause submitted.

B126699 Joel & Judy Knapp Corporation
 v.
 Milliken & Company

Merits:

Argued by Michael C. Baum for appellant and by Adam Siegler for respondent. Cause submitted.

DIVISION SEVEN (Continued)

B116079 Lindsay
 v.
 Drews

Oral argument continued to August 6, 1999, at 9:00 a.m.

B114275 Betz
 v.
 Betz

Merits:

Argued by Barbara A. Grady for appellant and by Stephen Brajkovich for respondent. Cause submitted.

Court recessed at 10:57 a.m.

The Court reconvened at 11:00 A.M.

Present: Lillie, P.J., Johnson, J., Hay, J. (Assigned), and Emma Jean Amos, Deputy Clerk.

B124680 Amos
 v.
 Alpha Property Management

Merits:

Argued by Steven Hilst for appellant and by J. Alan Frederick for respondent. Cause submitted.

B127329 Gifford
 v.
 W.C.A.B.
 Graham

Merits:

Argued by Dennis Thomas for petitioner and by Warren E. Kamm for respondent. Cause submitted.

DIVISION SEVEN (Continued)

B118599 McNeil
 v.
 Atighi

Merits:
Argued by David Burkenroad for appellant and by Malcolm McNeil
respondent in propria persona. Cause submitted.

B118832 Hernandez
 v.
 Food 4 Less, et al.

Merits:
Argued by Lee Harris for appellant and by Roy G. Weatherup for
respondents. Cause submitted.

Court adjourned at 12:21 P.M.

B123254 People
 v.
 Lawrence I.

Filed order modifying opinion. Petition for rehearing is denied. (No
change in the judgment)